FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

Civil Application No. 50 of 2005
in
Contempt Petition No. 169 of 2004

Office NOtes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's order	Court or Judge's Order

Shri R.S.Dave i/b M/s Bharat Vaishnav & Co. for petitioners.
Shri V.G.Mujumdar for respondent nos.1 to 3.

CORAM: A.M.KHANWILKAR J.
10th January,2006.

P.C.

1. I see no reason to entertain this application. The application proceeds on the premise that the contempt petition was dismissed for default. However, on perusal of the order dated 24th March, 2005 it is seen that the Court has also rejected the petition by considering the matter on merits. In that sense, it is not a simplicitor order of dismissing the petition for default of the

Advocate. Thus undersood, the application is in the nature of review of the order dated 24th March, 2005, which cannot be entertained as there is no power to review in contempt jurisdiction in view of the decision reported in 2004(3) Mah.L.J.528 (Metal Box India Ltd. Vs. State of Maharashtra). Hence application is rejected.